

MANSFIELD TOWNSHIP COMMITTEE MEETING

April 28, 2021

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Express Times NJ Zone of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

This meeting was held in person and on the Zoom platform. The Township Committee and the public were able to remotely hear the meeting audio.

Roll Call: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Salute to the flag was done by all.

APPROVAL OF THE MINUTES

Mrs. Mora Dillon made a motion to approve the March 24, 2021 Special Meeting Minutes, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mrs. Mora Dillon made a motion to approve the April 14, 2021 Regular Session Minutes, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mrs. Mora Dillon made a motion to approve the April 14, 2021 Executive Session Minutes, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

BILL LIST

Mrs. Mora Dillon made a motion to approve the April 28, 2021 Bill List, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None
Abstain: Mr. Farino

CLERK'S REPORT

Ms. Hrebenak reported:

- There are a number of ordinances and resolutions having to do with COAH. A copy of an email from Katrina is in the packet explaining each of them. Any concerns, please let Ms. Hrebenak know.

FINANCE REPORT

Mrs. Mollineaux reported on agenda tonight:

- Police Salaries Resolution
- Bids on Bond Anticipation Note that is coming due. We are requesting bids for about \$210,000.00 on our short-term borrowing that goes out for about a year. Once we take the bids and make an award, Ms. Mollineaux will send the Committee a memo so they can see who the bidder was.

EMPLOYEES' REPORTS

Mrs. Fascenelli reported:

- Beautification Contest – Packet includes a list of the landscape companies that were contacted about the beautification contest. Please let us know if there are any companies you want to be contacted.
- Earth Day Activity – Zero-Waste Lunch & Dinner activities' list in is the packet that the Green Team would like to place on the website.
- Recycling Analysis – Done for the last three (3) years for the Tonnage Report. Not much of a decline in 2020. There was a larger difference between 2018 and 19, but that difference was material where we don't get a lot of money – process residue and concrete.

PUBLIC PORTION

Mayor Watters opened the public portion of the meeting; seeing no comment from the public, public portion was closed.

RESOLUTIONS

**RESOLUTION # 2021-93
TOWNSHIP OF MANSFIELD
WARREN COUNTY, NEW JERSEY
TO AUTHORIZE AND APPROVE SALARIES AND WAGES FOR CERTAIN EMPLOYEES**

WHEREAS, Ordinance Number 2020-14 established the salaries and wages for the employees of the Township of Mansfield, County of Warren,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren that the following named employees shall be compensated for the year 2021, unless otherwise noted, in the amount as designated below:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY</u>
Patrick Kirchner	Sergeant	\$ 106,011.00
James MacDonough	Sergeant	\$106,011.00
James Hikade	Sergeant	\$ 106,011.00
Anthony Sillett	Sergeant	\$ 106,011.00
Joseph Mathews	Sergeant	\$ 106,011.00
Jeffrey Gilbert	Patrolman	\$ 98,159.00
Michael Citarelli	Patrolman	\$ 98,159.00
Michael Camerata	Patrolman	\$ 98,159.00
Michael Madonna	Patrolman	\$ 98,159.00
Erik Soroka	Patrolman	\$ 73,782.00 1 Jan-15 June
Erik Soroka	Patrolman	\$ 79,930.00 16 June-31 Dec
Almin Hodzic	Patrolman	\$ 73,782.00
Eleanor Russell	Patrolwoman	\$ 73,782.00
David A. Hanf	Patrolman	\$ 61,485.00 1 Jan-1 July
David A. Hanf	Patrolman	\$ 67,633.00 2 July – 31 Dec
Thomas A. Hill	Patrolman	\$ 67,633.00 1 Jan-1 Sept.
Thomas A. Hill	Patrolman	\$ 73,782.00 2 Sept-31 Dec.
Michael Camerata	Detective Stipend	\$ 1,000.00
James MacDonough	Detective Stipend	\$ 1,000.00
Michael Camerata	EMT Stipend	\$ 1,100.00
Erik Soroka	EMT Stipend	\$ 1,100.00

2021-94

WHEREAS, the Township Committee of the Township of Mansfield, Warren County has been made aware that there are certain items of personal property in the possession of the Township that is not now or reasonably in the future needed for Township purposes; and

WHEREAS, N.J.S.A. 40A:11-36(2) authorizes that the Township may dispose of any personal property, and all interest therein, not needed for public use; and

WHEREAS, the Township has reviewed the items of personal property put forth below, and has determined that said personal property is not needed for Township purposes.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee that the items put forth below shall be and are hereby determined to be surplus personal property not needed for personal use.

BE IT FURTHER RESOLVED that the Township hereby directs that said personal property be disposed of in the most cost effective manner, and that the items may be deleted the listed items on the fixed asset inventory.

AND BE IT FURTHER RESOLVED that this Resolution shall become effective as of April 28, 2021.

1994 Freightliner FL80 VIN #1FV6JLCA95LCA95L740116

**RESOLUTION NO. 2021-95
OF THE TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF MANSFIELD**

Authorizing Payment of Municipal Obligations

WHEREAS, the Township Committee of the Township of Mansfield finds and declares that certain municipal obligations have come due and are now payable; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Mansfield does hereby authorize payment of said municipal obligations, in accordance with the recommendations of the Chief Financial Officer and the Deputy Treasurer, from the following accounts and in the following amounts: **WHEREAS**, the Township Committee further finds and declares that said obligations have been itemized on the annexed schedules, which are hereby deemed part of this Resolution;

BILLS LIST		PREPAID LIST	
CURRENT	\$524,957.76	CURRENT	\$96,350.91
CAPITAL	\$11,800.00	CAPITAL	
TRUST	\$22,491.04	TRUST	
DOG	\$	DOG	
RECREATION	\$	RECREATION	
OPEN SPACE		OPEN SPACE	
DEV ESCROW	\$437.50	DEV ESCROW	
UNEMPLOYMENT		UNEMPLOYMENT	\$72.83
TAX PREMIUM		TAX PREMIUM	
MANDATORY DEV	\$348.75	MANDATORY DEV	
OUTSIDE EMPLOY		OUTSIDE EMPLOY	
TOTAL	\$560,035.05	TOTAL	\$96,423.74

2021-96
Resolution by Mansfield Township/ Warren County
of
Intent to Bond for Shortfall

WHEREAS, Mansfield Township in Warren County has petitioned the Superior Court for a Final Judgment of Compliance and Repose of its adopted housing element and fair share plan; and

WHEREAS, it is determined that Mansfield Township must allocate funds for its affordable housing program; and

WHEREAS, Mansfield Township anticipates that funding will come from development fees; and

WHEREAS, in the event that the above funding source proves inadequate to meet Mansfield's funding obligation, Mansfield is required to provide sufficient funding to address any shortfall.

NOW THEREFORE BE IT RESOLVED by the governing body of Mansfield Township in Warren County, State of New Jersey, that the governing body does hereby agree to fund any shortfall in its affordable housing program that may arise; and

BE IT FURTHER RESOLVED that said shortfall shall be funded by bonding if necessary.

Mr. Hayes made a motion to approve Resolutions 2021-93 – 2021-96, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

TOWNSHIP OF MANSFIELD
WARREN COUNTY

RESOLUTION 2021-97

WHEREAS, the Township of Mansfield has petitioned the Superior Court of New Jersey for a Declaratory Judgment that its adopted _____ Housing Element and Fair Share Plan is compliant with its constitutional obligation to provide its fair share of the regional need for very low-, low-, and moderate-income housing; and

WHEREAS, the Township's adopted _____ Housing Element and Fair Share Plan will result in the creation of housing units affordable to and intended for occupancy solely by qualified very low-, low-, and moderate-income households; and

WHEREAS, the Township Committee of the Township of Mansfield has determined to appoint and desig-

nate _____ as its Municipal Housing Liaison, to fulfill the duties set forth in Section 47-32 of the Code of the Township of Mansfield creating the position of Municipal Housing Liaison;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren, that the Township of Mansfield hereby appoints _____ as its designated Municipal Housing Liaison.

Mayor Watters tabled Resolution 2021-97 to be discussed in Executive Session.

2021-98

A RESOLUTION OF THE TOWNSHIP OF MANSFIELD, IN THE COUNTY OF WARREN AND STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT WITH MINAC ASSOCIATES

WHEREAS, the Township of Mansfield (the "Township") filed a Complaint seeking a declaration of its compliance with the Mount Laurel doctrine and Fair Housing Act of /987, N.J.S.A. 52:27D-301 et seq., in accordance with in re Adoption of N.J.A.C. 5:96 and t97, 221 N.J. 1 (2015), and bearing Docket No. BER-L-6030-15; and ii

WHEREAS, in connection with said litigation, and in furtherance of its effort to Obtain its Third Round Substantive Certification from the Court and in order to demonstrate that it complies with its fair share housing obligation, the Township entered negotiations with defendant-Minac Associates in connection with the development of Block, Lot, located in the Township of Mansfield, commonly known as Mansfield Village; and

WHEREAS, the Township has negotiated a settlement agreement with Defendant-Minac Associates, in its effort to seek approval from the Court that the Township's plan is fair and compliant with its Third-Round affordable housing obligations; and

WHEREAS, the significance of the Settlement Agreement with Defendant-Minac Associates, is that it will support the Township's application for approval of its Third Round Affordable Housing Plan; and

WHEREAS, the Special Counsel who currently handles the Township's Fair Share Affordable Housing litigation recommends Township's execution of the Settlement Agreement with Defendant-Minac Associates; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, in the County of Warren and State of New Jersey, that the Mayor is Hereby authorized to execute the Settlement Agreement with Defendant-Minac Associates.

RESOLUTION 2021-99

RESOLUTION OF THE TOWNSHIP OF MANSFIELD APPROVING AFFORDABLE HOUSING SPENDING PLAN

WHEREAS, pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015) (Mount Laurel IV), the Township of Mansfield ("Township") filed a Declaratory Judgment Complaint in the Somerset County Superior Court, Law Division, (the "Declaratory Judgment Action") seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan satisfies its "fair share" of the regional need for low and moderate income housing pursuant to the "Mt. Laurel doctrine"; and

WHEREAS, a Settlement Agreement (the "Settlement Agreement") by and among the Township of Mansfield; Fair Share Housing Center; Minac Associates was executed as of April 28, 2021; and

WHEREAS, a Fairness Hearing was held before Hon. Thomas C. Miller on February 28, 2019, at which

time the Settlement Agreement was approved; and
WHEREAS, the approval of the Settlement Agreement was memorialized by an Order entered by the Court on February 28, 2019 (the "Court Order"); and
WHEREAS, the Settlement Agreement and Court Order require the adoption of a Spending Plan; and
WHEREAS, a Spending Plan (the "Spending Plan") entitled "Township of Mansfield Development Fee Spending Plan" dated April 2021 was prepared by Shirley Bishop.
NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Mansfield, in the County of Mansfield, State of New Jersey, that the Township Committee does hereby approve and adopt the Spending Plan substantially in the form annexed to this Resolution as Schedule A.

RESOLUTION 2021-100

RESOLUTION OF THE TOWNSHIP OF MANSFIELD APPROVING THE RENTAL REHABILITATION MANUAL

WHEREAS, pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015) (Mount Laurel IV), the Township of Mansfield ("Township") filed a Declaratory Judgment Complaint in the Somerset County Superior Court, Law Division, (the "Declaratory Judgment Action") seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan satisfies its "fair share" of the regional need for low and moderate income housing pursuant to the "Mt. Laurel doctrine"; and
WHEREAS, a Rental Rehabilitation Manual is required to move forward with the Council on Affordable Housing's low to moderate income housing; and
WHEREAS, the Township of Mansfield has appointed CGPH to prepare a manual for the Rental Rehabilitation; and
WHEREAS, a Rental Rehabilitation Manual was prepared by CGPH dated April 2021; and
NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Mansfield, in the County of Mansfield, State of New Jersey, that the Township Committee does hereby approve and adopt the Rental Rehabilitation Manual substantially in the form annexed to this Resolution as Schedule A.

Mr. Hayes made a motion to approve Resolutions 2021-98 – 2021-100, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters
Nays: None
Absent: None
Abstain: None

ORDINANCES

First Reading

Mayor Watters introduced Ordinance 2021-07 by title only as follows:

**TOWNSHIP OF MANSFIELD, WARREN COUNTY, NEW JERSEY
AN ORDINANCE TO AMEND CHAPTER 363 OF THE CODE OF THE TOWNSHIP OF MANSFIELD
ENTITLED "ZONING" TO ADD NEW AFFORDABLE HOUSING ZONING DISTRICTS**

Mr. Hayes made a motion to approve the first reading of Ordinance 2021-07 with a second reading on May 26, 2021, at 7:30 pm, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters
Nays: None
Absent: None
Abstain: None

Mayor Watters introduced Ordinance 2021-08 by title only as follows:

AN ORDINANCE REPLACING THE ENTIRE CONTENTS OF THE EXISTING AFFORDABLE HOUSING ORDINANCE OF THE CODE OF THE TOWNSHIP OF MANSFIELD TO ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS (UHAC) REGARDING COMPLIANCE WITH THE TOWNSHIP'S AFFORDABLE HOUSING OBLIGATIONS AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH

Mrs. Mora Dillon made a motion to approve the first reading of Ordinance 2021-08 with a second reading on May 26, 2021, at 7:30 pm, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters
Nays: None
Absent: None
Abstain: None

Mayor Watters introduced Ordinance 2021-09 by title only as follows:

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MANSFIELD, CHAPTER 363 ENTITLED "ZONING" BY AMENDING ARTICLE II ENTITLED "ZONE DISTRICT AND ZONE MAP" AND SUBSECTION 363-2 ENTITLED "CLASSES OF DISTRICTS" AND BY THE ADDITION OF NEW SECTION 363-A31 ENTITLED "AH-1 AFFORDABLE HOUSING DISTRICT"

Mr. Hayes made a motion to approve the first reading of Ordinance 2021-09 with a second reading on May 26, 2021, at 7:30 pm, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters
Nays: None
Absent: None
Abstain: None

Mayor Watters introduced Ordinance 2021-10 by title only as follows:

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW

JERSEY, TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MANSFIELD, CHAPTER 363 ENTITLED “ZONING” BY AMENDING ARTICLE II ENTITLED “ZONE DISTRICT AND ZONE MAP” AND SUBSECTION 363-2 ENTITLED “CLASSES OF DISTRICTS” AND BY THE ADDITION OF NEW ARTICLE XVI ENTITLED “AH-2 AFFORDABLE HOUSING DISTRICT”

Mrs. Mora Dillon made a motion to approve the first reading of Ordinance 2021-10 with a second reading on May 26, 2021, at 7:30 pm, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Second Reading

O:2021-02

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE TOWNSHIP AND NOT REQUIRED FOR PUBLIC PURPOSES, PURSUANT TO N.J.S.A. 40A:12-13(b)(1).

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-13(b)(1) authorizes the sale by municipalities of any real property, capital improvements or personal property or interests therein, not needed for public use by private sale to any political subdivision, agency, department, commission, board or body corporate and politic of the State of New Jersey; and

WHEREAS, the Township of Mansfield is the owner of a 2016 Ford Taurus not needed for public use and the Township Committee has determined that it is in the best interest of the Township to sell the property for a nominal sum because the property is no longer useful to the Township; and

WHEREAS, Mount Bethel Fire Company has expressed an interest to the Township of Mansfield, of purchasing the 2016 Ford Taurus for a nominal sum; and

WHEREAS, there is a decided benefit to the taxpayers of the Township of Mansfield, for the 2016 Ford Taurus to be transferred to Mount Bethel Fire Company for its use.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, as follows:

Section 1

The Township’s 2016 Ford Taurus shall be sold at private sale to Mount Bethel Fire Company for nominal consideration pursuant to N.J.S.A. 40A:12-13(b)(1). The Mayor and Township Administration are hereby authorized to finalize and execute the attached Vehicle Sales Agreement and take such other

reasonable steps that may be necessary to implement this sale.

Section 2

This ordinance shall take effect immediately after passage.

Section 3

Any ordinance that is inconsistent with the foregoing shall be deemed repealed by this ordinance.

Mr. Hayes made a motion to approve Ordinance 2021-02, which was seconded by Mrs. Mora Dillon.

Mayor Watters opened the public portion of the meeting; seeing no comment from the public, public portion was closed.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

ORDINANCE 2021-03

TOWNSHIP OF MANSFIELD
WARREN COUNTY, NEW JERSEY

**ORDINANCE AUTHORIZING THE PRIVATE SALE OF CERTAIN LAND OWNED
BY THE TOWNSHIP OF MANSFIELD, WARREN COUNTY, NEW JERSEY
KNOWN AS BLOCK 601.03 LOT 52 TO BRIAN AND STEPHANIE HANISAK FOR THE SUM OF \$33,000**

WHEREAS, the following property owned by the Township of Mansfield is not needed for public purposes;

Block 601.03 Lot 52

and

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Mayor and Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, as follows:

1. Block 601.03 Lot 52 on the Tax Map of the Township of Mansfield is not needed for public purposes.
2. Brian and Stephanie Hanisak are the equitable contiguous property owners under a purchase contract.
3. The Township of Mansfield is authorized to sell real property by ordinance.

4. The Mayor and Clerk of the Township of Mansfield, in consideration of and receipt of the sum of \$33,000.00 to be paid in hand, shall and are hereby authorized to convey title and execute such further documents deemed necessary by the Municipal Attorney to satisfactorily transfer Block 601.03 Lot 52 as depicted on the Tax Map of the Township of Mansfield, said property to be conveyed subject to existing encumbrances, liens, zoning regulations, easements, other restrictions, such facts as an accurate survey would reveal and any present assessments for the construction of improvements benefiting said property.
5. This Ordinance shall become effective immediately upon publication as required by law.

Mr. Hayes made a motion to approve Ordinance 2021-03, which was seconded by Mrs. Mora Dillon.

Mayor Watters opened the public portion of the meeting; seeing no comment from the public, public portion was closed.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

2021-04

AN ORDINANCE AMENDING CHAPTER 281 OF THE TOWNSHIP'S GENERAL ORDINANCES TOWNSHIP'S PROHIBITIONS ON SMOKING TO INCLUDE PROHIBITING SMOKING ON PUBLIC PROPERTY

WHEREAS, the Township Committee of the Township of Mansfield finds that as determined by the New Jersey Legislature, smoking is one of the leading causes of preventable disease and death in the United States. In addition to the deleterious effects upon smokers, tobacco smoke is a substantial health hazard to the public, and an annoyance and a nuisance to the nonsmoking public. Tobacco smoke also creates a substantial health hazard to residents of the Township of Mansfield who may be participating in activities or events on public property; and

WHEREAS, while it is not the public policy of the Township to deny anyone the right to smoke, a balance must be struck between the right of smokers to smoke and the right of nonsmokers to breathe clean air. The Township Committee finds that on public property, the right of nonsmokers to breathe clean air outweighs the right of smokers to smoke; and

WHEREAS, this prohibition is consistent N.J.S.A. 40:48-1, 40:48-2 and 2C:33-13, which provide that smoking may be prohibited by municipal ordinance in any public place and the New Jersey Smoke-Free Air Act, N.J.S.A. 26:3D-55 et seq., which permits municipal ordinances to impose greater prohibitions against smoking than those provided under the Act, and N.J.S.A. 40:48-1, 40:48-2 and 2C:33-13, which provide that smoking may be prohibited by municipal ordinance in any public place; and

WHEREAS, the Township Committee recognizes the well-known health and safety risks posed by smoking

and finds that it is within the public interest to prohibit smoking on public property, such as recreation areas; and

WHEREAS, the Township Committee has determined that the public interest is especially implicated in preventing the youth of Mansfield Township from being exposed and succumbing to the temptations of experimenting with tobacco products; and

WHEREAS, the Township Committee also finds that the appearance of the recreation areas can be enhanced and the limited resources of the Township's Department of Public Works can be conserved if smoking were to be controlled in such areas, thereby keeping such areas free of the litter generated by the smoking of cigarettes, such as cigarette butts, ashes and packaging.

WHEREAS, smoking is defined as the burning of, inhaling from, exhaling the smoke from or the possession of a lighted cigar, cigarette, pipe, vaping devices, or any other matter or substance which contains tobacco or any matter that can be smoked, or the inhaling or exhaling of smoke; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield that Chapter 281 of the Township of Mansfield General Ordinances be amended to include the following section:

Section 281-2 **SMOKING PROHIBITION ON PUBLIC PROPERTY**
Smoking shall be prohibited in all public recreation facilities owned or leased by the Township of Mansfield and all property owned or leased by the Township of Mansfield upon which the public is invited or upon which the public is permitted and where individuals gather for recreational activities.

Section 2

All other ordinance provisions which are inconsistent with the terms of this Ordinance, are hereby declared null and void and repealed.

Mrs. Mora Dillon made a motion to approve Ordinance 2021-04, which was seconded by Mr. Farino.

Mayor Watters opened the public portion of the meeting; seeing no comment from the public, public portion was closed.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters
Nays: None
Absent: None
Abstain: None

COMMITTEE COMMENTS

Mr. Hayes asked about the Mt. Bethel Church final designs and septic layout and the distance between the well and the septic. Mr. Hayes emailed with Mr. Margulies and this is a conceptual plan the well and septic plan will be completed by the Civil Engineer. Ms. Hrebenak and Mrs. Mora Dillon discussed that the completed septic and well plan will be next once the Township Committee approves the conceptual plan.

Mrs. Mora Dillon made a motion to approve the septic plant, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mr. McGuinness stated the Environmental Commission planted the Salem oak seedling behind the softball backstop. Asked the Committee if permanent water can be installed at the park from the well up there to water the tree and make water available to people. Mrs. Mora Dillon stated it's not feasible.

EXECUTIVE SESSION

Mayor Watters announced moving into Executive Session.

Mr. Hayes made a motion to go into Executive Session, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mr. Lavery stated the Executive Session discussion will include:

- A number of personnel matters
- Litigation matter

RETURN FROM EXECUTIVE SESSION

Return from Executive Session at 8:31 pm.

Mr. Lavery announced the return from Executive Session at 8:31 pm where they discussed:

- Three (3) personnel matters, one a Rice Notice for an employee
- Protocols for opening the Municipal Building
- Protocols for employee vaccinations
- Potential litigation matter dealing with the Meadows – Mr. Lavery removed himself from the room due to a conflict

No official action was taken. Copies of these minutes will be available at such time the Committee determines there is no longer a harm to the public interest.

Roll Call: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Mr. Lavery asked for a motion to authorize a Rice Notice for the employee discussed in Executive.

Mr. Hayes made a motion to authorize a Rice Notice to be issued to the employee discussed in Executive,

which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mayor Watters asked for a motion to authorize Ms. Hrebenak to respond to the attorney in regards to the decision that was made.

Mr. Hayes made a motion to authorize Ms. Hrebenak to respond to the attorney, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mrs. Mora Dillon made a motion to adjourn at 8:34 pm, which was carried by all.